

Application for Federal Assistance SF-424

*** 1. Type of Submission:**

- ☐ Preapplication
☒ Application
☐ Changed/Corrected Application

*** 2. Type of Application:**

- ☐ New
☒ Continuation
☐ Revision

*** If Revision, select appropriate letter(s):**

*** Other (Specify):**

*** 3. Date Received:**

05/16/2012

4. Applicant Identifier:

5a. Federal Entity Identifier:

5b. Federal Award Identifier:

V972507-07

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

*** a. Legal Name:** New Jersey Department of Environmental Protection

*** b. Employer/Taxpayer Identification Number (EIN/TIN):**

21-6000928

*** c. Organizational DUNS:**

6074151970000

d. Address:

*** Street1:**

401 E. State St.

Street2:

*** City:**

Trenton

County/Parish:

*** State:**

NJ: New Jersey

Province:

*** Country:**

USA: UNITED STATES

*** Zip / Postal Code:**

08608-1501

e. Organizational Unit:

Department Name:

NJDEP

Division Name:

Site Remediation Program

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

Mr.

*** First Name:**

Fred

Middle Name:

*** Last Name:**

Mumford

Suffix:

Title:

Section Chief

Organizational Affiliation:

Remediation Division

*** Telephone Number:**

609-530-3347

Fax Number:

*** Email:** fred.mumford@dep.state.nj.us

Application for Federal Assistance SF-424

* 9. Type of Applicant 1: Select Applicant Type:

A: State Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

* Other (specify):

* 10. Name of Federal Agency:

Environmental Protection Agency

11. Catalog of Federal Domestic Assistance Number:

66.802

CFDA Title:

Superfund State, Political Subdivision, and Indian Tribe Site_Specific Cooperative Agreements

* 12. Funding Opportunity Number:

EPA-R2-01

* Title:

Region 2 State Opportunities

13. Competition Identification Number:

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

* 15. Descriptive Title of Applicant's Project:

Multi-Site Support Agency Cooperative Agreement

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

Application for Federal Assistance SF-424**16. Congressional Districts Of:**

* a. Applicant

NJ

b. Program/Project

all

Attach an additional list of Program/Project Congressional Districts if needed.

Add Attachment

Delete Attachment

View Attachment

17. Proposed Project:

* a. Start Date:

10/01/2007

* b. End Date:

09/30/2013

18. Estimated Funding (\$):

* a. Federal	450,000.00
* b. Applicant	0.00
* c. State	0.00
* d. Local	0.00
* e. Other	0.00
* f. Program Income	0.00
* g. TOTAL	450,000.00

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**☒ a. This application was made available to the State under the Executive Order 12372 Process for review on

05/10/2012

☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.☐ c. Program is not covered by E.O. 12372.*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**☐ Yes☒ No

If "Yes", provide explanation and attach

Add Attachment

Delete Attachment

View Attachment

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

☒ ** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix:

Mr.

* First Name:

David

Middle Name:

* Last Name:

Sweeney

Suffix:

* Title:

Assistant Commissioner

* Telephone Number:

609-292-1250

Fax Number:

* Email:

david.sweeney@dep.state.nj.us

* Signature of Authorized Representative:

Therese Kell

* Date Signed:

05/16/2012

CERTIFICATION REGARDING LOBBYING

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions. Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

* APPLICANT'S ORGANIZATION	
New Jersey Department of Environmental Protection	
* PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE	
Prefix: Mr.	* First Name: David Middle Name:
* Last Name: Sweeney	Suffix:
* Title: Assistant Commissioner	
* SIGNATURE: Therese Kell	* DATE: 05/16/2012

**Preaward Compliance Review Report for
All Applicants and Recipients Requesting EPA Financial Assistance**

Note: Read Instructions before completing form.

1. A. Applicant/Recipient (Name, Address, City, State, Zip Code)

Name:
Address:
City:
State: Zip Code:

B. DUNS No.

II. Is the applicant currently receiving EPA Assistance? ☐ Yes ☐ No

III. List all civil rights lawsuits and administrative complaints pending against the applicant/recipient that allege discrimination based on race, color, national origin, sex, age, or disability. (Do not include employment complaints not covered by 40 C.F.R. Parts 5 and 7.)

IV. List all civil rights lawsuits and administrative complaints decided against the applicant/recipient within the last year that allege discrimination based on race, color, national origin, sex, age, or disability and enclose a copy of all decisions. Please describe all corrective actions taken. (Do not include employment complaints not covered by 40 C.F.R. Parts 5 and 7.)

V. List all civil rights compliance reviews of the applicant/recipient conducted by any agency within the last two years and enclose a copy of the review and any decisions, orders, or agreements based on the review. Please describe any corrective action taken. (40 C.F.R. § 7.80(c)(3))

VI. Is the applicant requesting EPA assistance for new construction? If no, proceed to VII; if yes, answer (a) and/or (b) below.

☐ Yes ☐ No

a. If the grant is for new construction, will all new facilities or alterations to existing facilities be designed and constructed to be readily accessible to and usable by persons with disabilities? If yes, proceed to VII; if no, proceed to VI(b).

☐ Yes ☐ No

b. If the grant is for new construction and the new facilities or alterations to existing facilities will not be readily accessible to and usable by persons with disabilities, explain how a regulatory exception (40 C.F.R. 7.70) applies.

VII.* Does the applicant/recipient provide initial and continuing notice that it does not discriminate on the basis of race, color, national origin, sex, age, or disability in its program or activities? (40 C.F.R. 5.140 and 7.95)

☐ Yes ☐ No

a. Do the methods of notice accommodate those with impaired vision or hearing?

☐ Yes ☐ No

b. Is the notice posted in a prominent place in the applicant's offices or facilities or, for education programs and activities, in appropriate periodicals and other written communications?

☐ Yes ☐ No

c. Does the notice identify a designated civil rights coordinator?

☐ Yes ☐ No

VIII.* Does the applicant/recipient maintain demographic data on the race, color, national origin, sex, age, or handicap of the population it serves? (40 C.F.R. 7.85(a))

☐ Yes ☐ No

IX.* Does the applicant/recipient have a policy/procedure for providing access to services for persons with limited English proficiency? (40 C.F.R. Part 7, E.O. 13166)

☐ Yes ☐ No

X.* If the applicant is an education program or activity, or has 15 or more employees, has it designated an employee to coordinate its compliance with 40 C.F.R. Parts 5 and 7? Provide the name, title, position, mailing address, e-mail address, fax number, and telephone number of the designated coordinator.

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XI.* If the applicant is an education program or activity, or has 15 or more employees, has it adopted grievance procedures that assure the prompt and fair resolution of complaints that allege a violation of 40 C.F.R. Parts 5 and 7? Provide a legal citation or Internet Address for, or a copy of, the procedures.

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For the Applicant/Recipient

I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law. I assure that I will fully comply with all applicable civil rights statutes and EPA regulations.

A. Signature of Authorized Official

B. Title of Authorized Official

C. Date

For the U.S. Environmental Protection Agency

I have reviewed the information provided by the applicant/recipient and hereby certify that the applicant/recipient has submitted all preaward compliance information required by 40 C.F.R. Parts 5 and 7; that based on the information submitted, this application satisfies the preaward provisions of 40 C.F.R. Parts 5 and 7; and that the applicant has given assurance that it will fully comply with all applicable civil rights statutes and EPA regulations.

A. Signature of Authorized Official

B. Title of Authorized Official

C. Date

*** See Instructions**

Instructions for EPA FORM 4700-4 (Rev. 04/2009) General Recipients of Federal financial assistance from the U.S. Environmental Protection Agency must comply with the following statutes and regulations.

Title VI of the Civil Rights Acts of 1964 provides that no person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. The Act goes on to explain that the statute shall not be construed to authorize action with respect to any employment practice of any employer, employment agency, or labor organization (except where the primary objective of the Federal financial assistance is to provide employment). Section 13 of the 1972 Amendments to the Federal Water Pollution Control Act provides that no person in the United States shall on the ground of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under the Federal Water Pollution Control Act, as amended. Employment discrimination on the basis of sex is prohibited in all such programs or activities. Section 504 of the Rehabilitation Act of 1973 provides that no otherwise qualified individual with a disability in the United States shall solely by reason of disability be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. Employment discrimination on the basis of disability is prohibited in all such programs or activities. The Age Discrimination Act of 1975 provides that no person on the basis of age shall be excluded from participation under any program or activity receiving Federal financial assistance. Employment discrimination is not covered. Age discrimination in employment is prohibited by the Age Discrimination in Employment Act administered by the Equal Employment Opportunity Commission. Title IX of the Education Amendments of 1972 provides that no person in the United States on the basis of sex shall be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving Federal financial assistance. Employment discrimination on the basis of sex is prohibited in all such education programs or activities. Note: an education program or activity is not limited to only those conducted by a formal institution. 40 C.F.R. Part 5 implements Title IX of the Education Amendments of 1972. 40 C.F.R. Part 7 implements Title VI of the Civil Rights Act of 1964, Section 13 of the 1972 Amendments to the Federal Water Pollution Control Act, and Section 504 of The Rehabilitation Act of 1973. The Executive Order 13166 (E.O. 13166) entitled; "Improving Access to Services for Persons with Limited English Proficiency" requires Federal agencies work to ensure that recipients of Federal financial assistance provide meaningful access to their LEP applicants and beneficiaries. Items "Applicant" means any entity that files an application or unsolicited proposal or otherwise requests EPA assistance. 40 C.F.R. §§ 5.105, 7.25. "Recipient" means any entity, other than applicant, which will actually receive EPA assistance. 40 C.F.R. §§ 5.105, 7.25. "Civil rights lawsuits and administrative complaints" means any lawsuit or administrative complaint alleging discrimination on the basis of race, color, national origin, sex, age, or disability pending or decided against the applicant and/or entity which actually benefits from the grant, but excluding employment complaints not covered by 40 C.F.R. Parts 5 and 7. For example, if a city is the named applicant but the grant will actually benefit the Department of Sewage, civil rights lawsuits involving both the city and the Department of Sewage should be listed. "Civil rights compliance review" means any review assessing the applicant's and/or recipient's compliance with laws prohibiting discrimination on the basis of race, color, national origin, sex, age, or disability. Submit this form with the original and required copies of applications, requests for extensions, requests for increase of funds, etc. Updates of information are a part that are required after the initial application submission. If any item is not relevant to the project for which assistance is requested, write "NA" for "Not Applicable." In the event applicant is uncertain about how to answer any questions, EPA program officials should be contacted for clarification. * Questions VII – XI are for informational use only and will not affect an applicant's grant status. However, applicants should answer all questions on this form. (40 C.F.R. Parts 5 and 7). ** Note: Signature appears in the Approval Section of the EPA Comprehensive Administrative Review For Grants/Cooperative Agreements & Continuation/Supplemental Awards form. Approval indicates, in the reviewer's opinion, questions I – VI of Form 4700-4 comply with the preaward administrative requirements for EPA assistance.

ASSURANCES - NON-CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

<p>* SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL</p> <p>Therese Kell</p>	<p>* TITLE</p> <p>Assistant Commissioner</p>
<p>* APPLICANT ORGANIZATION</p> <p>New Jersey Department of Environmental Protection</p>	<p>* DATE SUBMITTED</p> <p>05/16/2012</p>

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BUDGET INFORMATION - Non-Construction Programs

OMB Number: 4040-0006
Expiration Date: 06/30/2014

SECTION A - BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1. Multi-Site Support Agency Assistance Cooperative Agreement	66.802	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text" value="450,000.00"/>	\$ <input type="text"/>	\$ <input type="text" value="450,000.00"/>
2.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
3.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
4.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
5. Totals		\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text" value="450,000.00"/>	\$ <input type="text"/>	\$ <input type="text" value="450,000.00"/>

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SECTION B - BUDGET CATEGORIES

6. Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY				Total
	(1)	(2)	(3)	(4)	(5)
	Multi-Site Support Agency Assistance Cooperative Agreement				
a. Personnel	\$ 268,482.00	\$	\$	\$	\$ 268,482.00
b. Fringe Benefits	101,889.00				101,889.00
c. Travel					
d. Equipment					
e. Supplies					
f. Contractual					
g. Construction					
h. Other					
i. Total Direct Charges (sum of 6a-6h)	370,371.00				\$ 370,371.00
j. Indirect Charges	79,629.00				\$ 79,629.00
k. TOTALS (sum of 6i and 6j)	\$ 450,000.00	\$	\$	\$	\$ 450,000.00
7. Program Income	\$	\$	\$	\$	\$

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NJ Management Assistance Program FFY13

BUDGET DATA-SALARY COSTS

<u>PROGRAM/OFFICE and POSITION TITLE(S)</u>	<u>Salary</u>	<u>Percent</u>	<u># Staff</u>	<u>Amount</u>
<u>Remediation Management and Response:</u>				
Assistant Director	107,444	3	2	\$ 6,447
Bureau Chief	98,027	4	2	7,842
Section Chief	107,991	6	2	12,959
Supervisor/State Project Officer	107,991	10	1	10,799
Case Manager	98,319	19.44	12	229,405
<u>Office of Management & Budget</u>				
Administrative Analyst	103,040	1	1	\$ 1,030
TOTAL				\$ 268,482
Fringe Benefits (Direct Salary * 37.95%)				\$ 101,889
Indirect Charges: [(Salary + Fringe Benefits) * 21.50%]				<u>\$ 79,629</u>
<u>Grand Total - Salary and Benefits</u>				<u>\$ 450,000</u>

APPLICATION FOR ASSISTANCE NO. V-97250707
NEW JERSEY MULTI-SITE SUPPORT AGENCY COOPERATIVE AGREEMENT
AMENDMENT NO. 5
WORK PLAN

**Multi-Site Support Agency Cooperative Agreement Tasks: Program Management and Supervision;
Superfund State Contract Administration**

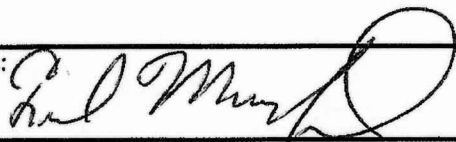
<u>SUB-TASKS</u>	<u>OBJECTIVE</u>	<u>SCHEDULE</u>
Supervise and manage the staff responsible for CERCLA implementation, to effectively meet organizational and programmatic goals.	Hire and maintain professional and competent program staff; provide technical staff training opportunities	Ongoing
Act as a support liaison for all parties, particularly community residents and local officials, on questions related to remediation of NPL sites.	Maintain effective case management and outreach initiatives. Cooperatively develop community relations plans with EPA to inform the public as to remedial activities.	Ongoing
Supervise the activities of the program to secure and manage all state and federal CERCLA implementation monies and document the specific use to ensure funds are available for cleanup activities and that all the administrative requirements are adhered to for fund-financed sites.	Appropriate CERCLA implementation funds.	Ongoing
Supervise the activities of the program so that all appropriate enforcement actions are initiated against a responsible party(ies) in accordance with applicable laws, rules, regulations, enforcement, processes, procedures, and policies.	Effective project enforcement program; encourage/enhance voluntary cleanups.	Ongoing
Supervise the program activities to plan and prepare for, and to participate in litigation activities so that any such efforts are properly identified, developed, and supported.	Effective planning for compelling performance or cost recovery program.	Ongoing
Determine and monitor pertinent policy and technical issues related to state and federal implementation of the CERCLA program.	Effective technical understanding of the CERCLA implementation program.	Ongoing

Monitor rule and regulation development related to state and federal implementation of the CERCLA program.	Ensure a proactive identification of any potential future effects on the state program.	Ongoing
Review appropriate EPA administrative guidance documents related to Federal implementation of CERCLA.	Consistent adherence to federal guidance.	Ongoing
Maintain an awareness of needs and the applicability of state and federal CERCLA funds for state hazardous waste sites.	Enhance the effective identification of funding needs.	Ongoing
Direct the coordination and negotiation with EPA to develop state/EPA Superfund State Contracts (SCCs).	Consistent and effective review, approval and funding of SSCs.	Ongoing
Direct both the preparation and submission of comments to EPA on technical reports, reports to document work accomplished, funds expended, and status of schedule and work plan for each SSC for CERCLA projects.	Program progress/status letters and reports.	Ongoing
Refine and maintain respective agency responsibilities and protocols concerning transfer of ongoing projects.	Consistency of actions between DEP and EPA.	Ongoing
Maintain periodic schedule of the DEP/EPA joint agency meetings; in-person and/or conference call and site visits.	Enhance and promote the DEP's participation in Superfund (CERCLA) process.	Ongoing

NOTE: These functions support CERCLA/Superfund activities at various NPL sites.

SUPERFUND**Multi-site Support Agency Assistance****# V972507-07****Assistance Funding Order****Project / Budget Period : 10/1/2007 to 9/30/2013**

Category	Current Budget	Change (+/-)	Revised Budget
Personnel	1,927,599	268,482	2,196,081
Fringe Benefits: 37.95%	669,692	101,889	771,581
Travel	20,000	-	20,000
Equipment	-	-	-
Supplies	-	-	-
Contractual	-	-	-
Construction	-	-	-
Other	-	-	-
Total Direct Costs	2,617,291	370,371	2,987,662
Indirect Costs : 21.50%	532,709	79,629	612,338
Total	3,150,000	450,000	3,600,000
Federal Share:	3,150,000	450,000	3,600,000
State Share:	-	-	-

Recommending Official :**EPA Project Coordinator :****Name : Fred Mumford, State Project Officer****Name : C. Petersen****Signature :****Signature :****NOTE : ALL VALUES ARE REPORTED TO THE NEAREST DOLLAR (+/- \$1.00 DUE TO NORMAL ROUNDING CONVENTION)**

KEY CONTACTS

AGENCY/ORGANIZATION DIRECTOR - This is the individual who is authorized to sign the Award Documents for Federal Assistance.

NAME: David Sweeney
TITLE: Assistant Commissioner, NJDEP
TELEPHONE #: (609) 292-1250
E-Mail Address: David.Sweeney@dep.state.nj.us

PROGRAM/PROJECT DIRECTOR - This is the individual who is responsible for the management of the Project for the Applicant.

NAME: Fred Mumford
TITLE: Section Chief, Site Remediation
TELEPHONE #: (609) 530-3347
E-Mail Address: Fred.Mumford@dep.state.nj.us

FINANCE DIRECTOR - This is the individual who has been assigned responsibility for the maintenance of the accounting and financial management system for the Applicant.

NAME: E. David Barth
TITLE: Director, Budget and Finance
TELEPHONE #: (609) 292-9230
E-Mail Address: David.Barth@dep.state.nj.us

DISADVANTAGED BUSINESS UTILIZATION CONTACT: This is the individual who is responsible for reporting on the procurement activity of the applicant. (For questions regarding this program and its reporting requirements, please contact Otto Salamon at (212) 637-3417.)

NAME: Pamela Lyons
TITLE: Director
TELEPHONE #: (609) 984-9742
E-Mail Address: Pamela.Lyons@dep.state.nj.us

APPLICATION FOR ASSISTANCE NO. V-97250707
NEW JERSEY MULTI-SITE SUPPORT AGENCY COOPERATIVE AGREEMENT
AMENDMENT NO. 5
PROJECT NARRATIVE STATEMENT

I. Purpose and Introduction:

This narrative statement is intended to supplement the Superfund (CERCLA) Multi-Site Support Agency Cooperative Agreement, Amendment No. 5, Budget/Project Period 10/01/2007-09/30/2013, and describe DEP's current abilities and authorities to:

- Support EPA in the implementation of CERCLA;
- Assess the site-specific CERCLA support required; and,
- Justify DEP's need for supplemental funding as a necessary tool to ensure effective DEP involvement and participation in CERCLA implementation.

Additionally, the federal funding totaling \$450,000 being requested via this application amendment package will promote DEP's efforts to ensure effective and timely participation with EPA's Region 2 programs, which likewise complement non-site specific CERCLA functions. The Multi-Site Support Agency Cooperative Agreement Project Officer acts as a liaison on site-specific matter to EPA Region 2 representatives. DEP recognizes that Multi-Site Support Agency Cooperative Agreement funding is an efficient supplement to state funds to foster and promote the overall remediation processes that must be implemented in a consistent manner by both federal and state governmental agencies.

II. Site Remediation Program (SRP) Mission and Goals:

The Site Remediation Program (SRP) is organized into separate and distinct divisions for remediation oversight and support. The mission of SRP, as it relates specifically to CERCLA/Superfund activities, is to mitigate human health and environmental impacts from improperly discharged hazardous substances and pollutants, and restore and revitalize such contaminated sites within the state as necessary to ensure the protection of both human health and the environment. To ensure the effective accomplishment of this mission, SRP has developed the following programmatic goals to provide a coordinated and efficient response to environmental site contamination:

- (a) To coordinate responses with EPA that prevent and/or mitigate adverse environmental impacts on any individual or ecosystem from Superfund sites;
- (b) To restore contaminated sites with EPA by aggressively conducting remedial activities designed to prevent degradation of the environment and, where possible, restore contaminated sites to allow for their future intended beneficial use;
- (c) To maximize the use of private party funding through the "polluter pays" principle of having the responsible parties actually conduct remedial activities with EPA and DEP oversight or to pay the agencies to perform the remedial work;

- (d) To develop and implement clear, consistent and predictable regulations for conducting remediation activities in the state in order to provide direction to EPA and the regulated community; and,
- (e) To continuously enhance SRP operations to provide EPA with decisions that result in the protection of human health and the environment in the shortest possible time duration.

III. SRP Authorities and Responsibilities:

The Site Remediation Program's enabling legislation is the Spill, Compensation and Control Act (Public Law 1976, Chapter 141), which also serves as the landmark predecessor to the federal Superfund law. Amendments to this act expanded SRP's powers in order to ensure the prompt response to a broad class of hazardous substance discharges. Major ramifications of these amendments are the ability to identify and remedy abandoned chemical and hazardous dump sites and the mitigation of imminent discharge hazards. Additionally, DEP performs CERCLA-related activities as specified pursuant to Superfund State Contracts and Cooperative Agreements with EPA.

Staff assigned to the remediation division are tasked to plan and manage support functions for EPA in site remediation work where either no potentially responsible party can be identified, or are financially unable to perform required clean up activity, or where responsible parties have signed administrative orders with EPA or DEP to perform the required work. Designated staff provide technical oversight of remediation activities conducted by responsible parties or by contractors hired by EPA or DEP. In all cases, the remediation activities, regardless of who is actually performing such remediation work, must meet appropriate technical requirements and standards, and be performed using sound science to address environmental problems.

IV. SRP's Multi-Site Support Agency Cooperative Agreement Program Scope of Work:

The award of the continuation Multi-Site Support Agency Cooperative Agreement funding requested in this application package will be allocated to cover the expenses incurred for the listed site specific tasks, including:

- (a) Program management and supervision;
- (b) Superfund State Contract administration; and,
- (c) Administrative and general clerical/technical support.

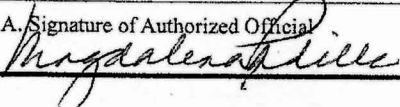
V. Site-Specific CERCLA Response

Historically, New Jersey has aggressively sought federal recognition of its hazardous waste problems through its participation in the NPL listing process that increases activity throughout the CERCLA program by SRP. It is clear that without continuation of the Multi-Site Support Agency Cooperative Agreement Program, DEP will experience reduced effectiveness that will significantly hinder its site-specific response capabilities.

VI. Organization Chart: Refer to enclosure

**Preaward Compliance Review Report for
All Applicants and Recipients Requesting EPA Financial Assistance**

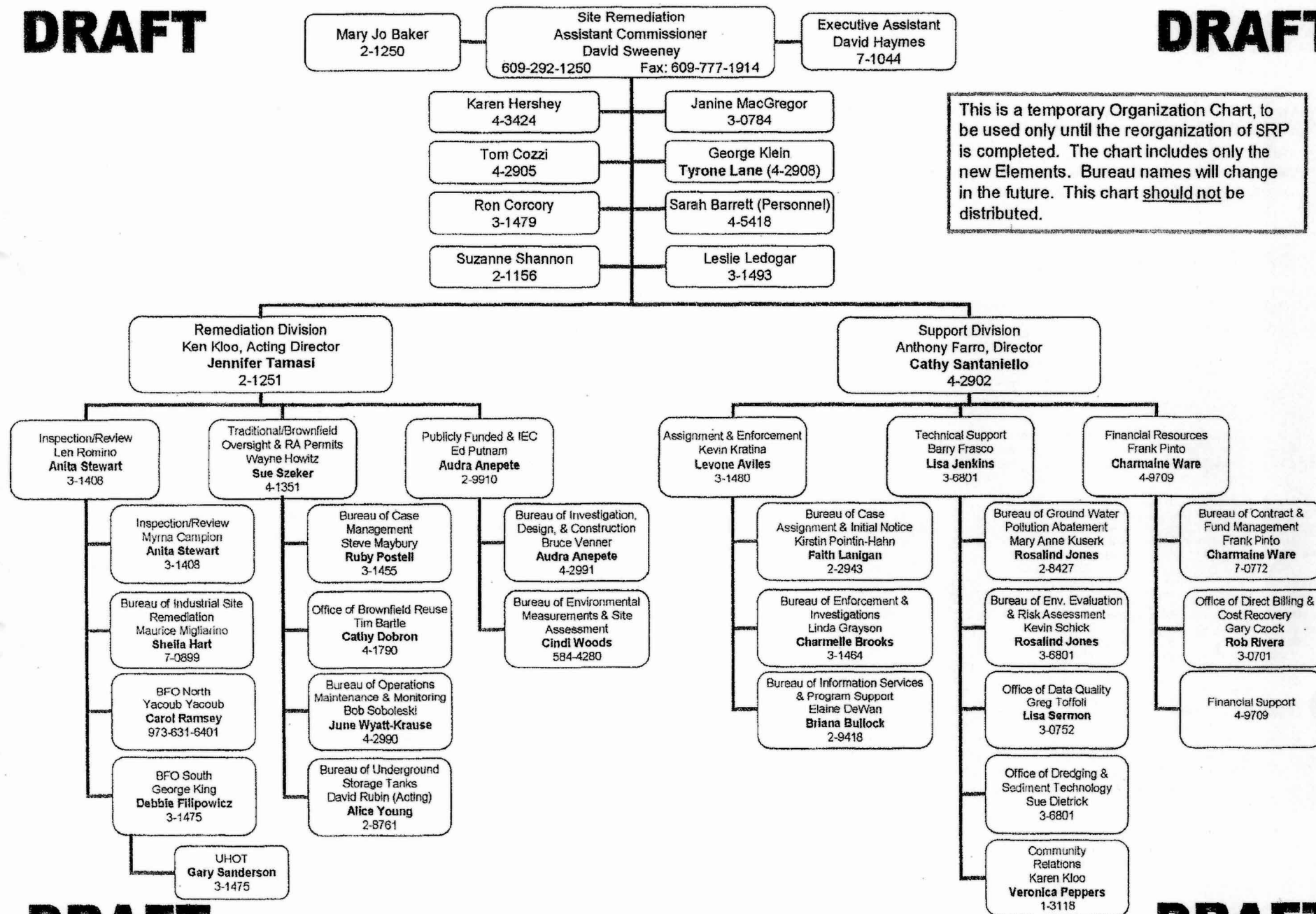
Note: Read instructions on other side before completing form.

I.	Applicant/Recipient (Name, Address, State, Zip Code).	DUNS No.
	NJ Department of Environmental Protection, P. O. Box 420, Trenton, NJ 08625	607415197
II.	Is the applicant currently receiving EPA assistance? Yes	
III.	List all civil rights lawsuits and administrative complaints pending against the applicant/recipient that allege discrimination based on race, color, national origin, sex, age, or disability. (Do not include employment complaints not covered by 40 C.F.R. Parts 5 and 7. See instructions on reverse side.) 4 - Race Discrimination 2- Age Discrimination (employment related cases submitted by DEP employees)	
IV.	List all civil rights lawsuits and administrative complaints decided against the applicant/recipient within the last year that allege discrimination based on race, color, national origin, sex, age, or disability and enclose a copy of all decisions. Please describe all corrective action taken. (Do not include employment complaints not covered by 40 C.F.R. Parts 5 and 7. See instructions on reverse side.) None	
V.	List all civil rights compliance reviews of the applicant/recipient conducted by any agency within the last two years and enclose a copy of the review and any decisions, orders, or agreements based on the review. Please describe any corrective action taken. (40 C.F.R. § 7.80(c)(3)) US Department of Labor Compliance Review initiated 12-9-08. Related Compliance Evaluation dated 9-1-09 attached	
VI.	Is the applicant requesting EPA assistance for new construction? If no, proceed to VII; if yes, answer (a) and/or (b) below. Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/>	
a.	If the grant is for new construction, will all new facilities or alterations to existing facilities be designed and constructed to be readily accessible to and usable by persons with disabilities? If yes, proceed to VII; if no, proceed to VI(b). Yes <input type="checkbox"/> No <input type="checkbox"/>	
b.	If the grant is for new construction and the new facilities or alterations to existing facilities will not be readily accessible to and usable by persons with disabilities, explain how a regulatory exception (40 C.F.R. § 7.70) applies. Yes <input type="checkbox"/> No <input type="checkbox"/>	
VII.*	Does the applicant/recipient provide initial and continuing notice that it does not discriminate on the basis of race, color, national origin, sex, age, or disability in its programs or activities? (40 C.F.R. § 5.140 and § 7.95) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
a.	Do the methods of notice accommodate those with impaired vision or hearing? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
p.	Is the notice posted in a prominent place in the applicant's offices or facilities or, for education programs and activities, in appropriate periodicals and other written communications? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
c.	Does the notice identify a designated civil rights coordinator? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
VIII.*	Does the applicant/recipient maintain demographic data on the race, color, national origin, sex, age, or handicap of the population it serves? (40 C.F.R. § 7.85(a)) No, other than the Census Data	
IX.*	Does the applicant/recipient have a policy/procedure for providing access to services for persons with limited English proficiency? (40 C.F.R. Part 7, E.O. 13166) No official policy. The Department's Office of Human Resources maintains a file of all bilingual employees to address limited English proficiency issues.	
X.*	If the applicant/recipient is an education program or activity, or has 15 or more employees, has it designated an employee to coordinate its compliance with 40 C.F.R. Parts 5 and 7? Provide the name, title, position, mailing address, e-mail address, fax number, and telephone number of the designated coordinator. Pamela Lyons, Director, Equal Opportunity & Public Contract Assistance, 428 E. State St., P.O. Box 402, Trenton, NJ 08625, Pamela.Lyons@dep.state.nj.us (609) 984-9742 fax (609) 984-9789	
XI.*	If the applicant/recipient is an education program or activity, or has 15 or more employees, has it adopted grievance procedures that assure the prompt and fair resolution of complaints that allege a violation of 40 C.F.R. Parts 5 and 7? Provide a legal citation or Internet address for, or a copy of, the procedures. Yes. DEP Policy and Procedure 2.48	
<p align="center">For the Applicant/Recipient</p> <p>I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law. I assure that I will fully comply with all applicable civil rights statutes and EPA regulations.</p>		
A. Signature of Authorized Official 		B. Title of Authorized Official Chief of Staff
		C. Date 4/26/2012
<p align="center">For the U.S. Environmental Protection Agency</p> <p>I have reviewed the information provided by the applicant/recipient and hereby certify that the applicant/recipient has submitted all preaward compliance information required by 40 C.F.R. Parts 5 and 7; that based on the information submitted, this application satisfies the preaward provisions of 40 C.F.R. Parts 5 and 7; and that the applicant has given assurance that it will fully comply with all applicable civil rights statutes and EPA regulations.</p>		
A. Signature of Authorized EPA Official See ** note on reverse side		B. Title of Authorized EPA Official
		C. Date



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Site Remediation Program Reorganization – New Elements with reporting Bureaus

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12/02/2011

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